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Labor & Employment Law

Collazo-Rosado v. University of Puerto Rico, No. 13-1641

In this employment discrimination suit brought by a former employee alleging that she was retaliated against in violation of the Americans with Disabilities Act (ADA) for complaining about her Crohn's disease, and that her employer's conduct constituted First-Amendment retaliation, summary judgment in favor of defendant is affirmed, where: 1) the record supports defendant's performance, attendance, and restructuring rationales, and at the very least, the rationales are not so inconsistent as to be "unworthy of credence"; and 2) regardless of whether she engaged in protected speech, plaintiff fails to generate a genuine issue of material fact on the "substantial or motivating favor" element for First-Amendment retaliation.

Immigration Law

Ahmed v. Holder, No. 13-2254

Petition for judicial review of an order denying petitioner's requests for relief and removing him to Somalia is denied, where if asserting a claim of judicial bias, an alien has the "substantial burden" of proving that the Immigration Judge showed a deep-seated favoritism or antagonism that would make fair judgment impossible, and the petitioner here has not even addressed the standard, let alone satisfied it.

Civil Procedure, Contracts

Universal Truck & Equipment Co. v. Southworth-Milton, Inc., No. 13-2070

In this breach of contract action, defendants invoked diversity jurisdiction and removed the lawsuit to federal court. Denial of plaintiffs' motion to remand, summary judgment in favor of defendant, and award of attorneys' fees is affirmed, where despite defendants' failure to comply with statutory removal requirements, a remand to state court is not required because complete diversity existed at the time of judgment, and plaintiffs failed to object to the procedural defect in a timely manner.